

MAY 25 2005



368 S. Main Street
Suite 500
Akron, Ohio 44311-4407
Telephone: 330.535.5711
Facsimile: 330.253.8601
Internet: www.brouse.com

Facsimile Transmittal Cover Sheet

To:	_____	From:	Connie J. Nutter
Company:	U.S. Patent and Trademark Office	Date:	May 25, 2005
Phone:	_____	Re:	_____
Fax:	703-872-9306	Total pages (Including cover sheet):	5
CC:	_____		

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ FYI

Comments:

Please find attached an Application to Withdraw as Attorney of Record that was filed with your office on March 11, 2005. I am requesting a status at this time. Please call me upon receipt of this facsimile with a status of this application.

If problems arise during transmission, please contact
Office Services at 330.535.5711, ext. 349.

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

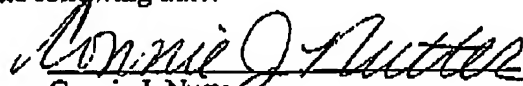
IN RE APPLICATION OF : Richard J. Englehart
FOR : LOG AND SCREW PIN BUILDING
SYSTEM
SERIAL NO. : 10/085,301
FILED : February 27, 2002
LAST OFFICE ACTION : January 24, 2005
EXAMINER : Chi Q. Nguyen
GROUP ART UNIT : 3635
ATTORNEY DOCKET NO. : 30613.30015

Akron, Ohio 44311-4407
March 8, 2005

CERTIFICATE OF MAILING

I hereby certify that this **APPLICATION TO WITHDRAW AS ATTORNEY OF RECORD ACCORDING TO 35 C.F.R. § 1.36** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on the following date:

3-11-05
Date


Connie J. Nutter

APPLICATION TO WITHDRAW AS ATTORNEY OF RECORD
ACCORDING TO 35 C.F.R. § 1.36

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Page 2 of 3

Pursuant to 35 C.F.R. § 1.36, the undersigned, Roger D. Emerson, hereby requests permission to withdraw as attorney herein.

The reasons for my requested withdrawal are contained in detail in the enclosed letter to Mr. Richard J. Englehart, but can be summarized as (1) the applicant has not paid me for the services he has requested I perform; (2) the applicant has consistently and deliberately disregarded agreements and obligations he has made to me, especially concerning reimbursement for expenses and payment of my fees; and (3) by his conduct the applicant is making it unreasonably difficult for me to carry out my representation of him and employment by him, effectively.

I have delivered to the client all files for which I was responsible and information he has given to me. Thereby, I have effectively empowered him to carry on his own prosecution of the application, whether pro se or by hiring another intellectual property attorney. The time for response in the application is greater than thirty days. As such, I believe I have left the applicant in a condition to carry on the prosecution of his application without me. Therefore, I believe I have complied with all the obligations placed upon me by the U.S. Patent and Trademark Office to allow such withdraw and believe I am entitled to the application I request.

I hereby revoke all Associate Powers of Attorney previously granted.

Page 3 of 3

Please send all further correspondence directly to the inventor at the address below:

Mr. Richard J. Englehart
President
Englehart Products EPI
4014 E. 116 St.
Cleveland, OH 44105

Respectfully yours,

BROUSE MCDOWELL



Roger D. Emerson, Esq.
Reg. No. 33,169
500 First National Tower
Akron, Ohio 44308-1136

050310

Date

Telephone No.: (330) 535-5711
Fax No.: (330) 253-8601

604195.1



John M. Skeriotis
Attorney at Law
jskeriotis@brouse.com

388 S. Main Street
Suite 500
Akron, OH 44311-4407
Office: 330.535.5711
Fax: 330.253.8601
1001 Lakeside Avenue
Suite 1600
Cleveland, OH 44114-1151
Office: 216.830.6830
Fax: 216.830.6807
www.brouse.com

March 9, 2005

Mr. Richard J. Englehart
President
Englehart Products EPI
4014 E. 116 St.
Cleveland, OH 44105

VIA CERTIFIED MAIL

Re: Withdrawal of Representation
Before the U.S. Patent and Trademark Office for:
LOG AND SCREW PIN BUILDING SYSTEM
Our Ref.: 30613.30015

Dear Richard:

Currently, you have an outstanding balance with Brouse McDowell in the amount of \$2,682.10. No attempts have been made with our accounting department in order to rectify this situation. Please note that I will be asking the Commissioner of Patents to allow me to withdraw in representing you in this case. I have directed the Commissioner of Patents to send all future correspondence and telephone inquiries to you at the above-referenced address.

Enclosed, please find a copy of all of the information I have sent to the Patent and Trademark Office on your behalf. Should you hire another attorney to represent you in this matter or if you would like to do it yourself, please feel free to call me for assistance. I would be happy to cooperate with whomever you may choose to represent you.

Very truly yours,

BROUSE MCDOWELL

John M. Skeriotis

JMS/cjn
Enclosures
004194.1